

CITY OF EL PASO
BUILDING & STANDARDS COMMISSION BOARD PANEL "B"
2ND FLOOR, CITY COUNCIL CHAMBERS
April 28, 2010
5:30 P.M.

MINUTES

The Building & Standards Commission Panel "B" held a public hearing in City Council Chambers, 2nd floor of the City Hall Building on Wednesday, April 28, 2010 at 5:30 p.m. with the following members present:

Board Members Present:

Roman Bustillos
Anibal Olague
James M. Erickson
Paul Zacour
Ira Barbe

Others Present:

Bill Stern, Chief Building Inspector
Victor Morrison-Vega, BPI Deputy Director
Cynthia Osborn, Assistant City Attorney
Zully Davila, Building Inspector
Nellie Avalos, Building Inspector
Robert Gonzalez, Building Inspector
Rocio Genera, Recording Secretary

Absent Members

Jimmy Stevens
Lorraine Huit
Fred Perez

AGENDA

I. Call to Order

The Building & Standards Commission meeting, Panel "B" was called to order by Chairman, Roman Bustillos at 5:40 p.m.

II. Approval of minutes for the meeting held February 24, 2010.

Motion made by James M. Erickson, seconded by Ira L. Barbe to approve the minutes for the February 24, 2010 unanimously carried.

III. Any changes to the agenda

No changes to the agenda

Regular Items:

IV. Public hearing to determine if the property located at 133 Elvira Way, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated November 4, 2009. The owners Juan Huerta, 133 Elvira Way, El Paso, Texas 79922-1311 and Baltazar Huerta, 4210 Hercules, El Paso, Texas 79904 (the "**Owners**"), have been notified of the violations at this property.

Bill Stern, Chief Building Inspector, read the item into the record.
Robert Gonzalez, Building Inspector, presented the item.

Motion made by Ira L. Barbe, seconded by James M. Erickson, to accept staff recommendations unanimously carried.

The owners have been notified of the property maintenance violations at this property, to date there has been no response or corrective action taken, and therefore the Department recommends that it be found:

- 1) That the structure be condemned as substandard, and unfit for habitation or use and a hazard to the public health, safety, and welfare; and
 - 2) That the structure are not in substantial compliance with the municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
 - 3) That the structure's certificate of occupancy be revoked; and
 - 4) That the structure can be rehabilitated; and
 - 5) That the structure be secured within thirty (30) days; and
 - 6) That the premises be cleaned and maintained clean of all weeds, trash, and debris within 30 days; and
 - 7) That upon failure by the owner or any other interested party to comply with the order of the Building and Standards Commission the City may take whatever action is necessary to bring the property into compliance, and place a lien on the property for the work which will be done by the City.
- V. Public hearing to determine if the property located at 3824 Jackson Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated January 29, 2010. The owners Elizabeth Navarro and Jorge Mosqueda, 3824 Jackson Avenue, El Paso, Texas, 79930-5726 and Countrywide Home Loans Servicing, L.P., 1595 Springhill Road #310, Vienna, Virginia 22182 (the "**Owners**"), have been notified of the violations at this property.

Bill Stern, Chief Building Inspector, read the item into the record.

Zully Davila, Building Inspector, presented the item.

Jorge Almada, Central Neighborhood Association, was present to discuss item. He recommended that the property be demolished.

Motion made by Ira L. Barbe, seconded by James Erickson, to accept staff recommendations unanimously carried.

The owners have been notified of the property maintenance violations at this property, to date there has been no response or corrective action taken, and therefore the Department recommends that it be found:

- 1) That the structures be condemned as substandard, and unfit for habitation or use and a hazard to the public health, safety, and welfare; and
- 2) That the structures are not in substantial compliance with the municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
- 3) That the structure's certificate of occupancy be revoked; and
- 4) That the structures can be rehabilitated; and
- 5) That the structures be secured within thirty (30) days; and
- 6) That the premises be cleaned and maintained clean of all weeds, trash, and debris within 30 days; and

- 7) That upon failure by the owner or any other interested party to comply with the order of the Building and Standards Commission the City may take whatever action is necessary to bring the property into compliance, and place a lien on the property for the work which will be done by the City.
- VI. Public hearing to determine if the property located at 3002 E. San Antonio Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 23, 2010. The owner Petra S. Gallego, 3002 E. San Antonio Avenue, El Paso, Texas 79905-3524 (the “**Owner**”), has been notified of the violations at this property.

Bill Stern, Chief Building Inspector, read the item into the record.

Nellie Avalos, Building Inspector, presented the item.

Jose Miguel Rivas, Chamizal Neighbor Association, was present for discussion.

Motion made by Paul Zacour, seconded by Anibal Olague, to accept staff recommendations unanimously carried.

The owners have been notified of the property maintenance violations at this property, to date there has been no response or corrective action taken, and therefore the Department recommends that it be found:

- 1) That the structure be condemned as substandard, and unfit for habitation or use and a hazard to the public health, safety, and welfare; and
 - 2) That the structure are not in substantial compliance with the municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
 - 3) That the structure's certificate of occupancy be revoked; and
 - 4) That the original structure can be rehabilitated; and
 - 5) That the structure be secured within thirty (30) days; and
 - 6) That the encroaching unpermitted building materials and additions be removed within thirty (30) days; and
 - 7) That the premises be cleaned and maintained clean of all weeds, trash, and debris within 30 days; and
 - 8) That upon failure by the owner or any other interested party to comply with the order of the Building and Standards Commission the City may take whatever action is necessary to bring the property into compliance, and place a lien on the property for the work which will be done by the City.
- VII. Update on cases heard by the commission to determine if recommendations have been complied with

Bill Stern, Chief Building Inspector, presented the items that have been heard and order from this panel.

Roman Bustillos, Chairman, asked the department if it would be possible to add the estimated cost for cleaning the premise and demolishing a property.

VIII. Adjournment

Motion was unanimously carried to adjourn this meeting at 6:26 p.m.

Roman Bustillos, Chairman

Bill Stern, C.B.O., Chief Building Inspector
Development Services Department